

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE WESTERN DISTRICT OF MISSOURI

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5 SCOTT AND RHONDA BURNETT,

6 RYAN HENDRICKSON, JEROD

7 BREIT, SCOTT TRUPIANO and

8 JEREMY KEEL, on behalf of

9 themselves and all others

10 similarly situated,

11 Plaintiffs,

12 vs. Case No. 4:19-CV-00332-SRB

13 THE NATIONAL ASSOCIATION OF

14 REALTORS, REALOGY HOLDINGS

15 CORP., HOMESERVICES OF AMERICA,

16 INC., BHH AFFILIATES, LLC, HSF

17 AFFILIATES, LLC, RE/MAX, LLC and

18 KELLER WILLIAMS REALTY, INC.,

19 Defendants.

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22 DEPOSITION OF CAROLE McCABE

23 Taken on behalf of the Plaintiffs

24 April 1, 2022

25

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4 RYAN HENDRICKSON, JEROD
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12 THE NATIONAL ASSOCIATION OF
13 REALTORS, REALOGY HOLDINGS
14 CORP., HOMESERVICES OF AMERICA,
15 INC., BHH AFFILIATES, LLC, HSF
16 AFFILIATES, LLC, RE/MAX, LLC and
17 KELLER WILLIAMS REALTY, INC.,
18 Defendants.

19 THE DEPOSITION OF WITNESS, CAROLE
20 McCABE, produced, sworn and examined on April 1,
21 2022, between the hours of 8:00 in the forenoon and
22 5:00 in the afternoon of that day at the offices of
23 Armstrong Teasdale, 7700 Forsyth, St. Louis, MO
24 63105 before Suzanne Benoist, a Certified Court
25 Reporter within and for the States of Missouri,
26 Kansas, Iowa and Illinois, in a certain cause now
27 pending In The United States District Court For The
28 Western District of Missouri, wherein SCOTT AND
29 RHONDA BURNETT, et al. are Plaintiffs and THE
30 NATIONAL ASSOCIATION OF REALTORS, et al. are
31 Defendants.

18 Q. But it will be on the screen for you.

19 And what we see here is Corporate Allie Program,

20 Kevin Goffstein. Let me stop there.

21 Do you know who Kevin Goffstein is?

22 A. I do.

23 Q. Who is that?

24 A. He was a fellow board member.

25 Q. Where does Kevin Goffstein work?

Page 25

1 A. At Berkshire Hathaway, Home Services

2 Berkshire Hathaway Alliance.

3 Q. That's a competitor of Coldwell

4 Banker Gundaker, isn't it?

5 A. It is.